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RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. §§ 1983

Name CAESAR DANNY L.
(Last) (First) (Initial)

Prisoner Number D-07644

Institutional Address 7 C-5-121

E-filing

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

DANNY CAESAR
(Enter the full name of plaintiff in this action.)

CV 08

1977

vs.
Robert Horel, Warden
JT Krawitz, Med. Appeals Coordinator
Dr. SAYRE, Chief Medical Officer
Dr. ROSE, Primary Care Provider
(Enter the full name of the defendant(s) in this action)
Dr. Douglas, Psychiatrist

Case No. _____
(To be provided by the Clerk of Court)

**COMPLAINT UNDER THE
CIVIL RIGHTS ACT,
Title 42 U.S.C § 1983**

**SBA
(PR)**

[All questions on this complaint form must be answered in order for your action to proceed..]

I. Exhaustion of Administrative Remedies.

[Note: You must exhaust your administrative remedies before your claim can go forward. The court will dismiss any unexhausted claims.]

A. Place of present confinement Pelican Bay State Prison

B. Is there a grievance procedure in this institution?

YES ☒ NO ()

C. Did you present the facts in your complaint for review through the grievance procedure?

YES ☒ NO ()

D. If your answer is YES, list the appeal number and the date and result of the appeal at each level of review. If you did not pursue a certain level of appeal, explain why. This petition contains at least ten exhausted appeals, or otherwise cancelled; thereby exhausted.

COMPLAINT

08-1977-SBA

M

1. Informal appeal SEE Appendix A, B,

2. First formal level IBID

3. Second formal level IBID

4. Third formal level IBID

E. Is the last level to which you appealed the highest level of appeal available to you?

YES (X) NO ()

F. If you did not present your claim for review through the grievance procedure, explain why. N/A

II. Parties.

A. Write your name and your present address. Do the same for additional plaintiffs, if any.

DANNY CAESAR, D-07644, C-5-121

Pelican Bay State Prison, P.O. Box 7500

Crescent City, CA 95532

B. Write the full name of each defendant, his or her official position, and his or her place of employment.

Dr. Douglas, Psychiatrist

1 Robert Harel, Warden

2 JJ Keavite, CCH, Medical Appeals Coordinator

3 Michael Sayre, M.D., Chief Medical Officer

4 Dr. Rowe, Primary Care Provider

5 III. Statement of Claim.

6 State here as briefly as possible the facts of your case. Be sure to describe how each
7 defendant is involved and to include dates, when possible. Do not give any legal arguments or
8 cite any cases or statutes. If you have more than one claim, each claim should be set forth in a
9 separate numbered paragraph.

10 In combination, these defendants are using their pos-
11 itions of authority under color, to cause torture,
12 pain, misery, and completely set-up to be killed by
13 either staff or my fellow inmates. Their main method
14 of accomplishing this is through my medical conditions/
15 handicap, by deliberately mistreating the condition and
16 promote the condition to an eventual cancer, by constant
17 bombardment of intentional (staff acting in concert) aggre-
18 sions. My life is in jeopardy (possibly) with my fellow
19 inmates because the staff refuses to give me my
20 shower-stool, and thereby I'm forced to regularly
21 have a seated shower, where others use to shift their
22 shower items while showering. SEE Appendix A.

23 IV. Relief.

24 Your complaint cannot go forward unless you request specific relief. State briefly exactly
25 what you want the court to do for you. Make no legal arguments; cite no cases or statutes.

26 Rehouse me in a more medically capable institution. An
27 institution in a warmer climate, because my frostbite
28 residuals in my feet. Chronic pain medication. The use

1 of a cane and/or wheelchair until such time that
2 medicine can conquer the need of these aides. Compens-
3 sation for the long term unnecessary chronic pain
4 suffering these racist people are forcing on me. I also

5 I declare under penalty of perjury that the foregoing is true and correct.
6 want adequate psychiatric treatments.

7 Signed this 30th day of March, 2008

8
9 

10 (Plaintiff's signature)

I also believe that Dr. Sayre and his enforcers, Dr. Rowe, are deliberately trying to destroy my V.A. Disability Pension. SEE 38 U.S.C. 5312 and 5313. My pension is based on medical record and bears me the responsibility of maintaining accountable medical records, for the purpose of tract^{ing} a medical condition. I believe that the medical and mental health staff, here at Pelican have deliberately and systematically brought my medical records to a practical standstill, in regards of my medical pension, and claim (pending) of PTSD (post traumatic stress syndrome) Pension from the Department of Veterans Affairs. SEE Appendix 'A', Exhibit 'B'; Decision of V.A. Disability Grant.

VI. RELIEF

I ask to be rehoused in another appropriate California State Prison. I believe the situation brought on by these medical authorities have strong racial implications, and accordingly even if their subordinates or counterparts were too converse in their stead, prejudice would pervade, thereby rendering pure hatred.

STATEMENT OF CLAIM

A unique relationship has developed between medical and custody staff that allows them to act in concert, and torture. SEE Appendix 'A'; Exhibits 'D', 'E', 'F', of this petition. ALSO SEE Appendix 'C'. I confront medical with the fact that I suffer from a chemical imbalance (Weak Stomach) in the acids that breaks down the food in my stomach, and all my life have required a special diet of thoroughly cooked foods, no spicy foods, or raw or half cooked foods. I received Nexium, which controls the acid-indigestion, however, Dr. Rowe prefers to under treat the condition with Omeprazole, which does almost nothing in terms of relief in indigestion. No Special Diet. In turn the meals, especially dinner meals, have evolved to be extraordinarily spicy: Onions, Bell Peppers ect. ect. Because most of these meals are in soup form, they are practically all Onions and Peppers. I seek medicine and warm climate for my Peripheral Neuropathy, instead I find no medicine (SEE Appendix 'B'), and proposals to make extremely long walks, without the use of walking aides. Mr. Kravitz and Sayre say I refuse a medical interview on approx. 3-20-08. on the sudden and unexpected call to go to the Specialty Clinic

NO. So I refused, because the walk to the bus to go to the Specialty Clinic is approx. 200 yards, and I can only walk maybe 40 or 50 feet at one time. Sayre knows this. Judge (U.S. District Judge) Sioudra B. Armstrong had to order him last year to provide such aide for Medication and Neurology appointments, because of this identical stubbornness. He (Dr. Sayre) also has a practice I call 'Perverted Medical Practice', that I'm very leary of. He force you into these walking sessions, and the WALA, "look everybody, he can walk". SEE Appendix 'A'; Exhibit 'A': R.N. Scott's lying eyes, and the power of damage it does to a medical claim.

VIII. RELIEF

I'm convinced that the staff have determined I'm not getting any medicine or adequate medical treatment from them, irregardless of the law, or my need. I ask to compensated for unnecessary suffering of chronic-long term-pain, and rehoused at a more medically conducive facility. I am presently living with untreated chronic pain. Special Diet; appropriate medicines,

STATEMENT OF CLAIM

I reached a settlement agreement with Dr. Sayre and his colleagues in July 2007 (SEE Appendix 'F'). The only stipulation that is holding up are the insoles: I suspect because they cost \$20.00 a pair, although only seems to be worth \$1.00. I believe retaliation have set in and denying me the benefits of CDC form 1824 (SEE Appendix 'E') (Appendix 'A'; Exhibit 'B'). My personal property (pending appeals regarding missing magazines; at a cost of \$8.00 a magazine). My feeding systems are becoming more stubborn; insuring I receive less than my surroundings. I'm being made to stink (SEE Appendix 'D' and Exhibit 'F' of Appendix 'A') on the one hand, and the other dictates double-celling in order too be received back in general population (main line); which naturally would be disastrous for double-celling.

I trust the Department of Veterans Affairs is pretty ^{much} abiding by the law to the point that a person can count on that. However, I've been contacting them since July 2007 about a legally entitled clothing allowance, but have not received a response.

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I've been trying to get Dr. Bonds, NAACP Chairman, at his job at American University of Washington D.C., however, received no response. The Association for Black Veterans' Organization in Washington D.C.; no response. The purpose of my contact with Dr. Bonds, and the Assn. for Black Veterans is for possible Black Representation in my claims (Pending) before the Department of Veterans Affairs. I feel as though my mail is being sabotaged, and if so, how far will this sabotage escapade actually go.

No yard. No medicine. No travel. No law library access. I'm presently living to experience as much pain and misery as my defendants can muster. All things that are supposedly mandated or implicated by the law has been converted to a juggling act and thereby discriminately handed down.

X. RELIEF.

I ask that this case be brought before a jury, because I believe the staff is intentionally trying to develop my medical conditions into cancers, and should bare criminal responsibility, as well as compensible damage awards.

FOR THE NORTHERN DISTRICT OF CALIFORNIA

DANNY L. CAESAR,

NO. CV 08-01977 SBA

Plaintiff,

EXHIBITS TO COMPLAINT

v.

ROBERT HOREL, et al.

Defendant,

MANUAL FILING NOTIFICATION

Regarding : Exhibits Complaint

This filing is in paper or physical form only, and is being maintained in the case file in the Clerk's office.

If you are a participant in this case, this filing will be served in hard-copy shortly. For information on retrieving this filing directly from the court, please see the court's main web site at <http://www.cand.uscourts.gov> under Frequently Asked Questions (FAQ).

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☐ Conformance with the Judicial Conference Privacy Policy (General Order 53).

☐ Other (description): _____

If you have any question please contact the assigned Case Systems Administrator

Thank you for your cooperation in this matter.

Date: 08/27/2007

_____/s/

Jessie Mosley

Case Systems Administrator